

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

IN RE: CHRYSLER PACIFICA FIRE
RECALL PRODUCTS LIABILITY
LITIGATION

MDL No. 3040

Case No. 2:22-cv-03040-DML

Hon. David M. Lawson

**NOTICE OF SUPPLEMENTAL AUTHORITY AS TO PLAINTIFFS'
MOTION FOR A PROTECTIVE ORDER FROM REQUIRING
PLAINTIFFS TO TRAVEL TO THE EASTERN DISTRICT OF
MICHIGAN FOR IN-PERSON DEPOSITIONS**

In Plaintiffs’ “Motion for a Protective Order from Requiring Plaintiffs to Travel to the Eastern District of Michigan for In-Person Depositions” (ECF No. 83), Plaintiffs state that they filed in this District because they “assumed (correctly) that FCA would argue that Michigan is the proper venue for this case.” *Id.* at PageID.4280. “If each Plaintiff had filed suit in their home jurisdiction (a wasteful and ineffective practice) [the cases] would have undoubtedly been consolidated and transferred to this District.” *Id.*

Plaintiffs’ argument is supported by FCA’s recent filing of a “Motion to Transfer Pursuant to 28 U.S.C. § 1404(a)” on March 8, 2024, in *Biederman, et al. v. FCA US LLC, et al.*, Case No. 3:23-cv-06640 (N.D. Cal.), a case in which certain consumers allege FCA’s noncompliance with federal emission regulations. *See* Exhibit 1. Plaintiffs here submit this Motion to Transfer as supplemental authority. FCA has moved to transfer the *Biederman* case, filed by three California residents, from the Northern District of California to the Eastern District of Michigan for numerous reasons, including “the convenience of the parties,” “the convenience of the witnesses,” “the ease of access to the evidence,” the Eastern District’s “familiarity” with the applicable law, “local interest of the controversy,” and “relative court congestion and time to trial.” *Id.* at 12-17.

Dated: March 19, 2024

Respectfully submitted,

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CERTIFICATE OF SERVICE

I, E. Powell Miller, certify that on March 19, 2024, the foregoing was electronically filed using the CM/ECF system which will send notification of such filing to the e-mail address registered in the CM/ECF system, as denoted on the Electronic Mail Notice List.

/s/ E. Powell Miller
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